

City Council

Jose Esteves, Mayor  
Armando Gomez, Jr., Vice Mayor  
Robert Livengood, Councilmember  
Althea Polanski, Councilmember  
Debbie Giordano, Councilmember



**CITY OF MILPITAS - NOTICE OF SPECIAL MEETING**

***NOTICE IS HEREBY GIVEN*** that a Special Meeting of the City Council will be held at 6:00 PM on Monday, March 6, 2006 in Council Chambers at City Hall, 455 E. Calaveras Blvd., Milpitas, CA

**AGENDA**

**SPECIAL CITY COUNCIL MEETING**

**Monday, March 6, 2006, 6:00 PM  
Council Chambers, City Hall  
455 E. Calaveras Boulevard**

**I. ROLL CALL AND PLEDGE OF ALLEGIANCE**

**II. CITIZENS FORUM**

*Public comments may be made regarding any subject not on the agenda. Please limit your remarks to three minutes.*

**III. APPROVAL OF AGENDA**

**IV. RESOLUTION**

*Adopt Resolution placing an Advisory Measure on the June 6, 2006 Primary Election related to whether the City Council should place a Charter City ballot measure on specified topics before the voters*

**V. ADJOURNMENT**

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Mary Lavelle, City Clerk

**KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and the City operations are open to the people's review.

**FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE OPEN GOVERNMENT COMMISSION**  
at the City Attorney's office at the Milpitas City Hall, 455 E. Calaveras Blvd, Milpitas, CA 95035.

E-mail: [rpioroda@ci.milpitas.ca.gov](mailto:rpioroda@ci.milpitas.ca.gov) / Fax 408/586-3030 / Phone 408/586-3040

*A free copy of the Open Government Ordinance is available from the City Clerk's Office or by visiting the City's website [www.ci.milpitas.ca.gov](http://www.ci.milpitas.ca.gov) Select Open Government Ordinance under News Features*

#### **IV. ADOPT RESOLUTION CALLING FOR SPECIAL ELECTION FOR AN ADVISORY BALLOT MEASURE RELATED TO THE POTENTIAL PREPARATION OF A DRAFT CHARTER CITY BALLOT MEASURE**

##### **Background:**

At the City Council meeting on February 21, Vice Mayor Gomez and Councilmember Livengood presented a report requesting that the City Council place an advisory measure before the voters asking whether the City Council should place a measure before the voters establishing a city charter including certain specific requirements. Councilmember Livengood expressly stated at that meeting that the June 6, 2006 Ballot Measure would be advisory in nature only. The City Council voted to provide direction to prepare a ballot question that could be placed on the June 6, 2006 primary election ballot. The proposed measure is attached hereto.

At this meeting, the City Council must determine the language for the ballot question (75 words) and determine which, if any, Councilmembers are authorized to prepare a ballot argument (maximum 300 words) and a rebuttal argument (maximum 250 words). The City Council may also desire to direct the City Attorney to prepare an Impartial Analysis (maximum 500 words).

##### **Relevant due dates for election activity are:**

Friday, March 10, 2006	Ballot measure due to the County
Wednesday, March 15, 2006	Ballot arguments due
Wednesday, March 22, 2006	Rebuttals to arguments due and Impartial analysis by the City Attorney due

**Recommendation:** Consider draft resolution and provide direction to staff regarding placement of an advisory measure on June 6, 2006 ballot.